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Gus Siller, Reg. No. 32,305

Name of applicant, assignee or Registered Representative

Signature
August 10, 2005
Date of Signature

Our Case No. 9281/4599 Client Case No. N US02011

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of:       | )                          |
|-----------------------------|----------------------------|
| Ohizumi et al.              | )                          |
| Serial No. 10/611,567       | ) Examiner: Bao Q. Truong  |
| Filing Date: July 1, 2003   | ) Group Art Unit No.: 2875 |
| For SURFACE EMITTING DEVICE | )<br>)                     |

## **RESPONSE AND AMENDMENT UNDER 37 C.F.R. § 1.111**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated June 10, 2005, in the above-referenced Application, the Applicants respectfully request reconsideration of the rejection in view of the Amendment and Remarks presented herein.

## III. § 103(a) Rejections

Claims 1 and 3-12 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,692,134 ("Ohwada") in view of U.S. Patent No. 6,536,932 ("Suzuki"). This rejection is overcome in view of the amendment of independent claim 1 and the dependence from claim 1 of claims 3-11. Independent claim 1 is amended to incorporate claim 2. The Examiner noted that claim 2 would be allowable if rewritten in independent form and independent claim 1 has been amended to incorporate claim 2. The dependent claims 3-11 depending from claim 1 are also in condition for allowance because they depend from allowable independent claim 1.

## IV. Conclusion

The rejections in the Office Action dated June 10, 2005 have been addressed and no new matter has been added. Applicants submit that all of the pending claims are in condition for allowance and notice to this effect is respectfully requested. The Examiner is invited to call the undersigned if it would expedite the prosecution of this application.

Respectfully submitted,

Date

Gustavo Siller, Jr. Registration No. 32,305

Attorney for Applicants

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